United States District Court \$544 King Street Wilmington, Delaware 19801

Jourdean Lorah - Plaintiff 114 Walls Ave. Wilmington, Delaware 19805

06-539

V.

Department of Natural Resources And Environmental Control - Defendant 89 Kings Highway Dover, Delaware 19901

The PMA Group- Defendant P.O. Box 25249 Lehigh Valley, Pennsylvania 18002-5249 2006 AUG 31 PM 3: 46

MOTION TO CONSIDER THE GENDER DISCRIMINATION

WHICH VIOLATES THE PLAINTIFF'S RIGHTS

Plaintiff, Jourdean Lorah respectively prays and requests that the United States District Court considers the following documents from The Department of Natural Resources and Environmental Control. The Plaintiff, Jourdean Lorah is not an eighteen year old man named Jordan Lorah (gender discrimination). The identification number, age and sex does not match the identification of Plaintiff Jourdean Lorah. The Plaintiff, Jourdean Lorah has suffered economically and physically regarding the false records of The Department of Natural Resources and Environmental Control. Plaintiff, Jourdean Lorah believes that she should be compensated for her losses.



DELAWARE DEPARTMENT OF LABOR
DIVISION OF UNEMPLOYMENT INSURANCE
GEORGETOWN LOCAL OFFICE
P.O. BOX 548

MAILED & 197 %12/30/03% PRSRT 15T CL

60-06-100 OFFICIAL BUSINESS PENALTY FOR PRIVATE USE \$300

GEORGETOWN. DE 19947-0548

JOURDEAN LORAH RT. 5 BOX 150-318 FRANKFORD, DE 19945

had Matakala da kalala kalala da Marakala kalala da kala

J-HHSMS 19945

PO Box 8902 Case 1:06-cv-00539-SLR Wilm, DE 19899-8902 302-761-8200

Document 2 Filed 08/31/2006 STATE OF DELAWARE FIRST REPORT

Page 4 of 9

OF

OCCUPATIONAL INJURY OR DISEASE

40-0600-210 LOCATION/DEPT

299400-76-21-40-2 INSURANCE POLICY NUMBER

				LOCATIO	TH/DEI		110010410	LI OLICI NOMBER
1. EMPLOYEE: FIRST	MIDDLE	LAST			2	EMPLO	YEE SOCIAL	SECURITY NO.
Jordan		Lorah				,	6601	
3. ADDRESS - INCLUDE COUN		0 -	4. MALE	Ø	5.		ETELEPHONE	NUMBER
Route 5 Box 150, 318 Fran	ktord, DE 19945, Su	ssex Co.	FEMALE	Ш		(302)	- 539 - 4773	
6. () OF BIRTH 1984	7. AGE 18			GE 50 per hour				Y HOURS WORKED
10. OCCUPATION (REGULAR) Lifeguard		11. DIVISION	REGULARLY DNREC/Park			12.	HOW LONG 2 years	EMPLOYED (seasonal)
13. EMPLOYER						14 050		<u> </u>
DEPT. OF NAURAL RI	ESOURCES & ENVIR	CONMENTAL	CONRTOL			14. PER	Bonnie Korsta	OUT THIS REPORT
15. ADDRESS – INCLUDE COUN 89 Kings Highway, Ke						16. EMP	LOYER TELEI (302) – 73	PHONE NUMBER 9-5823
17. MAILING ADDRESS – IF DIFF	ERENT FROM ABOVE					18.	<u> </u>	BUSINESS
19. DATE OF REPORT 19. D	ATE OF INJURY AND TIME	21. NOR	MAL STARTING	TIME	22. IF I	EMPLOYEE	BACK TO	23. AT SAME WAGE
	06/29/2003 □ AM ⊠ PM	9:00	⊠ AM □PM		W	ORK GIVE D 06/30/2003		☑ YES ☐ NO
24. IF FATAL INJURY, GIVE DATE DEATH	OF 24. DATE EN 06/30/2	MPLOYER KNEW (1003	OF INJURY	26. DATI		TY BEGAN /	27. LAS1	FULL DAY PAID - DATI
28. DESCRIBE THE INJURY/ILLNE	SS AND PART OF BODY A	AFFECTED.						_
Injured right hand								
injulies ngili nene								
29. SPECIFY THE DEPARTMENT V	WHERE INICIDENT OCCUR	PED AND THE W	OBK BBOCES	SINVOLVE	<u> </u>			
	WHERE INCIDENT OCCOR	THE AND THE W	ORK PROCES	2 IIAAOLAE	U.			
Cape Henlopen State Park								
20 LICT THE COMPAGNET MATER	DIALO AND OUTHOU OF	NO OVEE MAG	IOINO MUENT	UE IN 010 E	NT 00011	2050 5.0	10570 EVE	
30. LIST THE EQUIPMENT, MATER	RIALS, AND CHEMICALS E	MPLOYEE WAS U	ISING WHEN I	HE INCIDE	NI OCCUP	KKED, E.G.	ACETYLENE.	
None								
 DESCRIBE THE EMPLOYEE'S Working out - diving into water 	S ACTIVITY AT THE TIME O	OF INJURY OR ILL	.NESS, I.E.					
3 3								
32. DESCRIBE HOW THE INJURY	//ILLNESS OCCURRED.							
While diving into water, employee jammed right hand into sand.								
While diving the water, employee jamined right hard the same.								
33. NAME OF PHYSICIAN			34. PHYS	SICIAN'S A	DDRESS		_	
None listed at this tim								
35. HOSPITAL (IF APPLICABLE)			36. HOSP	TAL ADDR	ESS		<u> </u>	
WORKER'S COMPENSATION INSU 37. (THIS SECTION MUST BE COM	JRANCE COMPAYN AND O	COMPLETE ADDR	RESS (PREPRII	NT OR STA	MP INCLU	IDE IAB CO	DE)	
PMA MANAGEM	IENT CODD							
P.O. BOX 25248		IΔR	CODE	40		p	OLICY NO	7621402
LEHIGH VALLEY, PA 18002				1021702				
·								
							_	

Bonnie Horstang 7/8/03 SIGNATURE OF PERSON IN MABOVE



STATE OF DELAWARE DEPARTMENT OF NATURAL RESOURCES AND ENVIRONMENTAL CONTROL 89 KINGS HIGHWAY DOVER, DELAWARE 19901

HUMAN RESOURCES OFFICE

TELEPHONE: (302) 739-5823 FAX: (302) 739-7571

TO:

Jordan Lorah

FROM:

Bonnie Korstange

DATE:

July 8, 2003

RE:

Workers' Compensation Procedure Letter

PLEASE NOTIFY YOUR MEDICAL PROVIDER. ALL BILLS AND/OR SERVICES AND SUPPLIES PERTAINING TO AN INJURY MUST BE SENT DIRECTLY TO:

THE PMA GROUP
P. O. BOX 25249
Lehigh Valley, PA 18002-5249

- 1. In the event of an on-the-job injury, it is **mandatory** that your supervisor submit **signed originals** of "Employer's Report of Occupational Injury or Disease" and "DNREC Workers' Compensation Investigation Form", to the Human Resource Office within **two** working days for processing the Worker's Compensation Claim. The Department is responsible for reporting claims to the Workers' Compensation carrier within ten (10) days or is subject to fines. Supervisors have the authority and responsibility to ensure compliance.
- 2. If you are instructed to remain off work, you and your Supervisor are to contact the Human Resource Office **immediately** to let us know the diagnosis, how long you will be out of work and the name and address of the treating physician. The **original** doctor's note must be sent to the Human Resource Office after each doctor's appointment.
- 3. Your timekeeper will provide your work schedule to the Human Resource office to determine the amount of compensation due you.
- 4. When your claim is approved, the Department will pay 1/3 and Workers' Compensation will pay 2/3 of your pay equal to your anticipated carnings for up to three (3) months or your seasonal position ends, whichever comes first.

DELAWARE WAGE SCHEDULE

Claim No.	:	Adjuster No.:			
	ulate employee's con	-	ordance with Section 2302 of below must be provided.		
be the rate time	If the rate of wages is fixed by the day or hour, his weekly wages shall be taken to be the rate times the number of days or hours in an average work week of his employer at the time of the injury.				
Daily Rate					
OR: \$9.50 Pe	er hour				
Number of Days	Number of Days/Hours in Average Work Week: Varies				
If the rate of employee's wage are fixed by the output of the employee, then his weekly wage is taken to be his average weekly earnings for so much of the preceding six months as he has worked for the same employer. If because of exceptional causes such method of computation does not ascertain fairly the earnings of an employee, then the weekly wage shall be based on the average earnings for six months of an average employee of the same or most similar employment.					
contract o	of hire or at the time o	board and lodging by to f hiring, the valuation be established as follows:	for the purpose of		
 (1) For board - \$3.00 per day, regardless whether this applies to 1, 2, 04 3 meals per day; (2) For lodging - \$3.00 per day or night. Therefore, these amount must be added to the above weekly wages if the employee receives board and lodging which is not specified in the employment contract. 					
Weekly Wage (as calculated above):					
Board	+_				
Lodging	+_				
Total/New Week	aly Wage				



July 15, 2003

JORDAN LORAH
ROUTE 5 BOX 150-318
FRANKFORD DE 19945

Dear JORDAN LORAH

We at The PMA Management Corp are in receipt of a Workers' Compensati claim submitted by your employer. In order to speed the processing of your claim, we ask that you sign and return the enclosed Medical Authorization form and provide your health professionals with your assigned claim number.

Client: STATE OF DELAWARE

Date of Accident: 06/29/03

W8903-43819

Claim Number: Policy/Contract Number:

290200-7621402

Social Security Number:

-6601

Please refer to your assigned claim number in all correspondence. Please mail your Medical Authorization, any medical bills or medical reports to:

PMA Corporate Processing Center PO Box 25249 Lehigh Valley, PA 18002-5249

Please note that the Delaware law requires notification that the statute of limitations for Workers' Compensation claims is two years. If the claim has been accepted as compensable and payments (medical or indemnity made to the employee, the statute of limitations is five years from the date of last payment.

To contact us, please write to us at the above address or call us toll free at 1-888-4PMA-NOW (1-888-476-2669) and have your claim number ready.

Sincerely,

The PMA Management Corp

Any person who knowingly, and with intent to injure, defraud or deceive any insurer, file a statement of claim containing any false, incomplete or misleading information is guilty of a felony.

MO-C

State of Delaware Department of Labor Division of Unemployment Insurance



Notice of Determination UC-409

Claimant JOURDEAN S. LORAH

114 WALLS AV

WILMINGTON, DE 19805

SS Number: 1 Local Office: 2 1460

Delivered by Mail

Redet: No Fund Code: 10 Count: Yes

Claim Date: 10/09/2005

Date of AC: //

Case Number: 238636

Findings of Fact:

Address

The claimant field for benefits and indicated she was permanently laid off with severance. She was paid accordingly. The employer submitted subsequent information indicating the claimant was discharged, "not suitable for position." However it was learned, in a phone interview with the employer, there was no misconduct on the claimant's part.

In a discharge case, the burden of proof is with the employer to prove the claimant was discharged with just cause. Just cause for discharge refers to a willful or wanton act in violation of either the employer's interest or of the employee's duties or of the employee's expected standard of conduct. The employer has not met this burden. The claimant is eligible as she was discharged without just cause in connection with the work.

Title 19 of Delaware Code 3314(2)

An individual shall be disqualified for benefits: For the week in which he was discharged from his work for just cause in connection with his work and for each week thereafter until he has been employed in each of 4 subsequent weeks (whether or not consecutive) and has earned wages in covered employment equal to not less than 4 times the weekly benefit amount.

Determination:

You were discharged by your employer without just cause in connection with the work. Therefore, you are not disqualified from receiving unemployment insurance benefits pursuant to Section 3314(2), Title 19, Delaware Code and will be eligible to receive benefits for each week of unemployment insurance benefits claimed for which the division determines you meet the eligibility requirements of Section 3315, Title 19, Delaware Code. The division shall issue a determination for any week(s) of unemployment insurance benefits claimed for which you are subsequently deemed ineligible to receive benefits.

Claims Deputy Signature:

Date: 11/03/2005

If you disagree with this determination, you should ask the Claims Deputy for an explanation. If you are not satisfied with the explanation, you may file an appeal.

Claimant and Employer Appeal Rights

This determination becomes final on unless a written appeal is filed. Your appeal must be received or postmarked on or 11/13/2005 before the date indicated. If the last date to file an appeal falls on a Saturday, Sunday or Legal Holiday, the appeal will be acceptable the next business day.

if you file an appeal and are still unemployed, you must continue to file weekly claim pay authorization forms with the local office, as instructed, until you receive a final decision.

Employer Name and Address

HILLCREST ASSOCIATES ATTN: PERSONNELL 1760 FLINT HILL RD

Your employer account will not be charged on this claim benefit year, but may be subject to a charge in a subsequent claim benefit year.

(302) 655-9494	ANDREV MOHAMI JOSE DOUGLA J. DOUGLA MICHA CRA 1096 OLD 0	OK SPECIALISTS, V J. GELMAN, D. MAD KAMALI, M. PH MESA, M.D. LAS PALMA, M.D. LS PATTERSON, IEL DOWD, PA-C IG KATZ, PA-C CHURCHMAN'S RC MK, DE 19713-2102 DE	O. D. M.D.	
	· · ·	LIC	. •	
NAME LOSO	'W BOD	(JO ()	€~ AGE L	_
ADDRESS			DATE 1/30	ره
Rx ILLEGAL IF NOT S	AFETY BLUE BA	ACKGROUND		
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Julh.		\bigcirc	+	
J tenh	arrow	a de	3/1 m July	
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Substitution Permitte	d	fond	uj .	
IN ORDER FOR A BR PRESCRIBER MUST MEDICALLY NECESS	HAND WRITE	PRAND NECESS		
0		1	5GOS029086	6

AC	FORM	85	RECEIPT (REV.	9/04)

United States District Court for the District of Delaware

Civil Action No. _____

ACKNOWLEDGMENT OF RECEIPT FOR AO FORM 85

NOTICE OF AVAILABILITY OF A UNITED STATES MAGISTRATE JUDGE TO EXERCISE JURISDICTION

I HEREBY ACKNOWLEDGE RE	ECEIPT OF COPIES OF AO FORM 85.			
(Date forms issued)	(Signature of Party or their Representative)			
	(Printed name of Party or their Representative)			
Note: Completed receipt will be filed in the Civil Action				

06-539

%JS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS	LOURDEAN LORAH	DEFENDANTS DEPT. OF NATHRAL REDOURCES AND ENVIRONMENTAL CONTROL		
		PMA GROUP		
* 1	of First Listed Plaintiff NEW CASTLE XCEPT IN U.S. PLAINTIFF CASES) COUNTY	County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.		
(c) Attorney's (Firm Name	, Address, and Telephone Number)	Attorneys (If Known)		
II. BASIS OF JURISD	ICTION (Place an "X" in One Box Only)	III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff		
☐ 1 U.S. Government Plaintiff	 3 Federal Question (U.S. Government Not a Party) 	(For Diversity Cases Only) PTF DEF Citizen of This State OF 1		
2 U.S. Government Defendant	☐ 4 Diversity (Indicate Citizenship of Parties in Item III)	Citizen of Another State		
		Citizen or Subject of a 3 3 Foreign Nation 6 6 6 Foreign Country		
IV. NATURE OF SUIT	Γ (Place an "X" in One Box Only) TORTS	FORFEITURE/PENALTY BANKRUPTCY OTHER STATUTES		
☐ 110 Insurance ☐ 120 Marine ☐ 130 Miller Act ☐ 140 Negotiable Instrument ☐ 150 Recovery of Overpayment & Enforcement of Judgment ☐ 151 Medicare Act ☐ 152 Recovery of Defaulted Student Loans (Excl. Veterans) ☐ 153 Recovery of Overpayment of Veteran's Benefits ☐ 160 Stockholders' Suits ☐ 190 Other Contract ☐ 195 Contract Product Liability ☐ 196 Franchise ☐ REAL PROPERTY ☐ 210 Land Condemnation ☐ 220 Foreclosure ☐ 230 Rent Lease & Ejectment ☐ 240 Torts to Land ☐ 245 Tort Product Liability ☐ 290 All Other Real Property	PERSONAL INJURY 310 Airplane 315 Airplane Product Liability 320 Assault, Libel & PERSONAL INJURY 362 Personal Injury Med. Malpractice 4365 Personal Injury Product Liability			
V. ORIGIN Original Proceeding				
VI. CAUSE OF ACTION 18 446 / 1026 Brief description of cause: GENDER, DEX AND AGE. I AM NOT LORDAN LORAH. I AM NOT AN EIGHTEEN TR. OLD MAN.				
VII. REQUESTED IN CHECK IF THIS IS A CLASS ACTION DEMAND \$ CHECK YES only if demanded in complaint: COMPLAINT: UNDER F.R.C.P. 23 UNDER F.R.C.P. 23 CHECK YES only if demanded in complaint: JURY DEMAND: Types Types Types Ty				
VIII. RELATED CAS IF ANY	(See instructions): JUDGE	DOCKET NUMBER		
DEPT. 1, 200		TORNEY OF RECORD Rotal- Rote:		
FOR OFFICE USE ONLY RECEIPT #	AMOUNT APPLYING IFP	JUDGE MAG. JUDGE		